Passed

Sectt. II-27—50,000—4-1-52.

Home (1952) Department.

RL- SERIES.

G.O. NO. 3936

Dated 29.12.52

FOR MYSORE STATE

[Despatch Abstract.]

Ref.C3. 8647/52 (1)

S.K.Dt.Magistrate's Office,
Mangalore dated 21.12.1952

From

Sri C.A.Ramakrishnan, I.C.S.,
District Magistrate, South Kanara.

To

The Secretary to Government,
Home Department,
Fort St.George,
Madras 9.

24026
24.12.

Sir,

MAGISTRATES Stipendiary - Sri F.M.Menezes II Class Magistrate transferred to the South Kanara District - exercise of powers in the S.K.District - orders requested.

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Sri F. M. Menezes Deputy Tahsildar included in the approved list of Tahsildars of Coimbatore District was transferred to the South Kanara District in Board's Proceedings Routine No.8319 (c) dated 23.6.1952. He joined in this district on 14.8.1952 as Deputy Tahsildar. He was invested with the following Magisterial powers when he was a Deputy Tahsildar in the Coimbatore district.

No. of the G.O. in which the powers were invested.	Nature of powers.
(1)	(2)
(1) G.O.R.No.2751/ Home Department dated 6.10.49	IInd Class Magisterial powers.
(2) G.O.R.42, Home department dated 4th January 1951.	Powers under Section 164, 167, 562, of the Cr.P.C. powers under section 5 of the Madras Probation of Offenders Act, Powers under sec. 3 of the Opium Act, Powers under sec.(1 of Sec. 22 and 31 of the Dangerous Drugs Act 1930.

As Sri F.M.Menezes was invested with these powers when he was a Magistrate in the Coimbatore District, I doubt whether it would be legal to allow him to exercise those powers in the South Kanara District without the orders of the Government. I request that the Government may be pleased to issue orders empowering Sri F.M.Menezes to exercise in S.K.District all the powers with which he is invested.

I have also enclosed a report in the prescribed form recommending him for the investiture of powers under sec.357 of the Cr.P.C.

Yours faithfully,

For District Magistrate.

22.12.

Ref.C3. 8647 /52. (2)

Application for Magisterial Powers under Sec. of the Criminal Procedure Code.

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1. Name of the Taluk or Division — South Kanara
2. Present Office. — Spl.Dy.Tahsildar for forest Offences S.Kanara
3. Name in full of the incumbent. — F.M.Menezes
4. Total Service in the Magisterial Department. — More than 3 years
5. Present powers how long exercised. — Invested with II class Magisterial Powers in G.O.R.No.2751 Home Department dated 6.10.49.

(N)

6. Examination passed by the Officer. — All the Tests Prescribed for the post of a Dy.Tahsildar and II Class Magistrate
7. Qualifications of the officer: — B.A.
8. Nature of recommendation under what section and grounds thereof — He may be invested with powers under sec.357 of the Cr.P.C. to record evidence in English.

9. Remarks: He is a native of South Kanara District and has passed language tests in Tamil and Hindi. He is well conversant with Kannada the main language of this District. He is fit to exercise these powers.

S.Kanara Dt.Magistrate's Office
Mangalore dated 21---12----52.

For Dt.Magistrate
4/2

To

The Secretary to Government,
Home Department, Fort St.George,
M A D R A S - 9.

SR/

(C.MO. 240267 Cls II/52)

HOME DEPARTMENT.

Magistrates - Stipendiary - SOUTH KANARA district - Second Class - MENEZES, Sri. F.M ~~I.C.S./I.A.S./Deputy~~ Collector/~~A.F.C.M.~~ ~~District~~ - Evidence powers granted.

G.O. R. No. 3936 dated 29.12.52.

From the D.M., South Kanara, Ref. C3. 8647/52(1) dt. 21.12.52

ORDER:

The following notification will be published in the Fort St. George Gazette:-

Notification.

Under section 357 of the Code of Criminal Procedure, 1898 (Central Act V of 1898), ~~the~~ the Governor of Madras hereby directs Sri F. M. MENEZES, ~~the undermentioned First Class Magistrates in the districts specified against their names~~/Collector and District Magistrate/~~Deputy Collector and~~ Second ~~First~~ Class Magistrate/~~A.S.M.~~ in the district of SOUTH KANARA to take down the evidence of witnesses with his/~~their~~ own hand in the English language:-

2/. The D.M. South Kanara is informed that the magisterial powers conferred by name on Sri. F.M. Menezes (N)/MP11-12 in GOMs. 2751 Home dt. 6.x.49 and in G.O.R 42 Home dated (D)/MP3-6. 4.1.51 are personal to him and do not limit the exercise of these powers to the Coimbatore district only. He can therefore exercise these powers in the South Kanara district without fresh notifications conferring them these powers.

28 24.12.52 26/12/52

26.12.1952

12-12-7.1.52

To the ~~Collr. of~~ D.M. South Kanara

" S.G.P., for publn. of the notfn. in the F.S.G.G. (Para 1 only)

Copy to the Public Works (I & P) Dept. (Para 1 only)

Dnd. 30/12/52